

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

JOHN F. KIRK,

Plaintiff,

v.

**PENTAGON FEDERAL CREDIT
UNION,**

Defendant.

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CIVIL ACTION NO. 5:20-cv-1444-OLG

PENTAGON FEDERAL CREDIT UNION’S MOTION TO BE EXCUSED FROM
MEDIATION

TO THE HONORABLE COURT:

1. Pentagon Federal Credit Union (“**PenFed**”) requests that it be excused from mediation.

2. PenFed’s motion for summary judgment remains pending. ECF No. 13. Accordingly, PenFed believes mediation will not be productive at this time.

3. Counsel for Mr. Kirk indicated she understood the reason for the request but would not consent.

DATED: September 7, 2021.

Respectfully submitted,

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***Attorneys for Defendant
Pentagon Federal Credit Union***

CERTIFICATE OF SERVICE

I hereby certify that on September 7, 2021, I electronically filed the forgoing with the Clerk of Court using the CM/ECF system, which will send a notification to the attorneys of record for all parties in this case.

/s/ Stephanie L. Dodge
Stephanie L. Dodge